

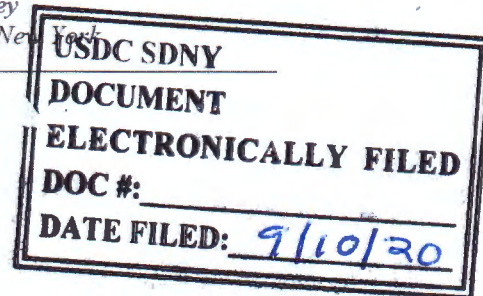


## U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

September 9, 2020

**BY ECF**

The Honorable Kimba M. Wood  
United States District Judge  
500 Pearl Street  
New York, New York 10007

**Re:** *United States v. Wenxin Duan*, 18 Cr. 799 (KMW)

MEMO ENDORSED

Dear Judge Wood:

The Government and counsel for the defendant in the above-captioned matter understand that the Trial Assignment Committee for the Southern District of New York has set a trial date of October 6, 2020 for this matter. The parties jointly write to inform the Court that they do not intend to proceed to trial at that time and are currently seeking a resolution of this matter. The parties request that the Court set a trial date in 2021 and exclude time to a control date on January 25, 2021, so that the defendant can consider any potential motions, prepare for trial, and continue plea negotiations. ] *Granted*

The Government submits the attached proposed order seeking an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) between November 9, 2020 and January 25, 2021

Respectfully submitted,

AUDREY STRAUSS  
Acting United States Attorney

By: /s/  
Sheb Swett  
Assistant United States Attorney  
(212) 637-6522

cc: Don Duboulay, Esq. (by ECF)

SO ORDERED: N.Y., N.Y.

*Kimba M. Wood*

KIMBA M. WOOD  
U.S.D.J.